

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
February 6, 1974

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. on Wednesday, February 6, 1974, in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen - EHRHARDT, KATNICH,
SCHAFFER, PINKERTON,
and HUGHES (Mayor)

Absent: Councilmen - None

Also present: City Manager Henry Glaves, Assistant City Manager Jerry Glenn, City Attorney Robert Mullen, and Public Works Director Shelley Jones.

INVOCATION

The invocation was given by Councilman Ehrhardt.

PLEDGE

Mayor Hughes led the Pledge of Allegiance to the flag.

MINUTES

On motion of Councilman Schaffer, Ehrhardt second, the minutes of January 16, 1974, were approved as written and mailed.

INTRODUCTION

Mr. Frank Wolfe, Executive Manager of the Lodi District Chamber of Commerce introduced Miss Liz Sprague, who is a Delta College student participating in their Intern Program. Under this program, Miss Sprague will be a coordinator between the City Council, City Department, and the Chamber of Commerce, reporting to the Chamber of Commerce on meetings and actions of the Lodi City Council.

PUBLIC HEARINGS

REZONE PARCEL
LOCATED AT THE
SOUTHWEST
CORNER OF
S. HAM LANE &
W. LODI AVE.

Notice thereof having been published and posted in accordance with law and affidavits of publication being on file in the office of the City Clerk, Mayor Hughes called for hearing on the request of Mr. Morgan D. Howell, A.I.A. on behalf of the San Francisco-Hawaii Development Co. and Mr. Stewart C. Adams, Attorney at Law, on behalf of the estate of Ada L. Hutchins, for a change in zoning of an approximately 47-acre parcel located at the southwest corner of South Ham Lane and W. Lodi Avenue from R-1 Single Family Residential to P-D(11), Planned Development District No. 11.

Councilman Schaffer said he wished to abstain from the discussion and voting.

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Public Works Director Shelley Jones introduced the matter and presented drawings of the areas proposed for rezoning.

Speaking in favor of the request was Stewart C. Adams, Attorney at Law, 121 W. Pine Street, Lodi, and representing the estate of Ada L. Hutchins.

Also speaking in favor of the request was Mr. Morgan D. Howell, A.I.A., 1625 "B" Street, Hayward, California, and representing the San Francisco-Hawaii Development Co.

The following persons spoke in opposition to the rezoning:

1. Mrs. Darlene Reich, 420 Howard Steet, Lodi, who stated that if this rezoning is approved, she is concerned about sewerage capacity, increased traffic, and no guarantee of the projected density figures.
2. Mrs. Bonnie Meyer, 1619 W. Elm St., Lodi, expressed her concern regarding the high density of units per acre; sewage; amount of school children generated by the project; circulation of traffic and lack of adequate parking spaces; the precedent-setting aspect of the project; and the vacancy factor.
3. Mrs. Audrey Lachendro, 531 Virginia, Lodi, stated that the most important adverse environmental effect that cannot be avoided is the effect the proposed development would have on water quality due to inadequate sewage treatment capacity.
4. Mr. Floyd Martin, 1611 W. Tokay St., Lodi, states he is concerned about the traffic it will create by the school.
5. Mrs. Lynn Victor, 120 N. California said she would hate to see all the effort and expertise directed in the creation of our General Plan ignored so soon after its adoption.
6. Mr. Robert W. Schulenburg, 1123 Devine Drive, Lodi, states that he is deeply concerned with the water quality aspects of this project.

There being no others wishing to speak on the matter, the public portion of the hearing was closed.

After Council discussion, on motion of Councilman Pinkerton, Ehrhardt second, the Council continued the decision on the rezoning to March 6, 1974, at which time the matter will be taken up again with the specific plan for development to be presented. The vote was as follows:

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Ayes: Councilmen - Ehrhardt, Pinkerton,
Hughes

Noes: Councilmen - Katnich

Abstain: Councilmen - Schaffer

RECESS

The Mayor declared a five-minute recess, and the Council reconvened at 10:30 p.m.

CROSSWALK ON
HAM BETWEEN
VINE & CARDINAL

Greg Churchill, 753 S. Orange, Lodi, student at Lodi Senior Elementary School, and speaking on behalf of the student body, stated they feel there is a need for a pedestrian crosswalk in front of Lodi Senior Elementary School on Ham Lane, between Vine and Cardinal. The student body feels the school Safety Patrol could supervise this crosswalk.

The staff was asked to study this request and report to the Council as to their findings.

PROCLAMATION -
"SUSAN B. ANTHONY
DAY" - FEB. 15

Mr. Reid Cerney, 900 W. Vine Street, Lodi, appeared before the Council as author of a letter directed to the Council proposing that February 15 be declared Susan B. Anthony Day in Lodi, and stated that he hoped this would become a growing tradition and thereby give impetus to the schools and the children to become more fully aware of the historical person of Susan B. Anthony and her life's work in behalf of equal rights for women.

Mayor Hughes proclaimed February 15 as "Susan B. Anthony Day."

COMMUNICATIONS

APPEAL - MISS
STELLA MICHAELOFF

The City Clerk presented a letter received from Miss Stella Michaeloff, 216 S. California St., Lodi, appealing the action of the Planning Director denying her request for a Home Occupation Permit for therapeutic massage in her home at 216 South California Street in an area zoned R-MD, Medium Density Multiple Family Residential. On motion of Councilman Schaffer, Katnich second, the matter was set for public hearing on Feb. 20, 1974.

APPLICATION
FILED BY
GREYHOUND
LINES - WEST
WITH P.U.C. FOR
RATE INCREASE

The City Clerk presented a notice from Greyhound Lines - West of Application No. 54569 filed January 11, 1974, with the California Public Utilities Commission requesting an increase of 1.36% in its passenger fares.

ABC LICENSES

An application for Alcoholic Beverage License was received from Betty Jane and Carlos Garcia, Peggy's Place, 725 S. Cherokee Lane, Lodi, on sale beer, person to person transfer - temporary permit, Peggy J. Schieber - transferor.

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Also, an application for Alcoholic Beverage License was received from Bertha L. and Lupe G. Perez, El Nuevo Tropical Club, 118 N. Sacramento, Lodi, premise to premise, on sale general public premise.

L.A.F.C.O.

A letter was received from Robert H. Peters, Manager of the Northern San Joaquin County Mosquito Abatement District stating that it is with amazement that he read that both the San Joaquin County Board of Supervisors, and the Lodi City Council have gone on record in opposition to a legislative bill authored by Assemblyman Knox, which would allow for representation by Special Districts on LAFCO, and asks, how, in a democratic society, can the Council justifiably exclude the voice of the largest of the components of local government; namely, Special Districts, from a presumed "public" body referred to as LAFCO.

Councilman Ehrhardt reported that he had met and discussed this matter with Mr. Peters and feels that Mr. Peters, as a result of that meeting, now has a better understanding of the Council's position on this matter.

LODI AVE.
MERCHANTS
ASSOC.

A letter was received from the Lodi Avenue Merchants Association offering their gratitude for the Council's kind attention at the public hearing January 16, re-affirming their position, and offering some alternative solutions, inasmuch as they have not heard from the City Council's administrative branch on this matter.

Mayor Hughes directed the staff to reply to the letter received from the Lodi Avenue Merchants Assoc. advising that the Council is at present consulting with experts on this matter, and a decision will be forthcoming as soon as all information has been received and reviewed.

CITY SIDEWALK
POLICY

A letter was received from Mrs. Mary Saulsbury, 425 Mission St., Lodi, inquiring about the City's sidewalk policy. Mrs. Saulsbury asked the Council to study the needs of the people and let them live in their old age with freedom from expense they cannot afford.

A letter was received from Margaret M. Huber, 727 S. Garfield, Lodi, asking that the Council give serious thought to two issues:

1. Making it mandatory that everyone has a sidewalk.
2. Charging a parking fee for those who persist in parking on the street because it's convenient.

Mayor Hughes delegated Councilman Ehrhardt to call on Mrs. Saulsbury and Mrs. Huber to discuss with them the City's sidewalk policy.

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PROPOSED
CONSTRUCTION
AT S.W. CORNER
OF HAM LANE &
LODI AVE.

A letter was received from Edwin and Winifred Ehrhardt, 211 S. Ham Lane protesting the proposed construction of a 400-plus apartment complex on the Ada Hutchins Estate at the southwest corner of Ham Lane and Lodi Avenue.

PLANNING COMMISSION

The City Manager gave the following report of the Planning Commission's special session of January 21, 1974.

CONSISTENCY
BETWEEN ZONING
ORDINANCE AND
GENERAL PLAN

The Planning Commission recommended that the City Council take action to make the Zoning Ordinance and the General Plan consistent. The Planning Commission's recommendation requires the following amendments to the General Plan:

- a. Modification of the circulation system to conform to adopted Specific Plans for (1) Turner Road between the U.S. 50-99 Freeway and Myrtle Street; (2) Elm Street from Allen Drive to the W.I.D. Canal; (3) Century Boulevard from Ham Lane to Cherokee Lane; (4) Ham Lane from Kettleman Lane to Harney Lane; (5) Beckman Road from Victor Road to Harney Lane; and (6) Myrtle Street from Turner Road to Harney Lane.
- b. Establishment of railroad grade separations at Century Boulevard and Harney Lane.
- c. Modification of the industrial land uses in the vicinity of General Mills to conform to the Company's ownership.
- d. Designation of existing shopping centers and similar commercial areas by actual shape and acreage rather than by symbol.
- e. Presentation of the density of residential areas based on the density permitted by existing zoning.
- f. Revision of the area bounded by Lockeford Street, Church Street, Lodi Avenue and Hutchins Street to reflect existing zoning rather than commercial-professional.
- g. Modification of the Mokelumne River floodplain area to conform to the U.S. Army Corps of Engineers' description with the Lodi Lake Park and the Beckman property extension of the park specifically shown.
- h. Designation of a historical area at Woodbridge to conform to the previously-adopted Open Space/Conservation Element; and
- i. Extension of urban development to include existing subdivisions north of the Mokelumne River near the Woodbridge Golf and Country Club.

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On motion of Councilman Schaffer, Ehrhardt second, this matter was set for public hearing on March 20, 1974.

The City Manager also gave the following report of the Planning Commission meeting of January 28, 1974:

PREZONE PARCEL
ON SOUTH SIDE OF
E. PINE ST. FROM
I-PA TO M-2

The Planning Commission recommended the approval of the request of Mr. L. James Weeks on behalf of Foster Manufacturing Company to prezone an approximately 9.5-acre parcel on the south side of East Pine St., 330 feet east of Cluff Ave. (i.e., Lot 10, Live Oak Colony #3), from the I-PA, Interim-Protective Agricultural District (County designation) to the M-2, Heavy Industrial District (City designation).

Annexation of this property is presently underway.

On motion of Councilman Schaffer, Katnich second, the matter was set for public hearing on March 20, 1974.

PREZONE AREA
FROM I-PA
TO C-2

The Planning Commission recommended the pre zoning of the area bounded by the City Limits on the north; the U.S. 50-99 Freeway on the east; and South Cherokee Lane on the west from the I-PA, Interim-Protective Agricultural District (County designation) to the C-2, General Commercial District (City designation).

Annexation of the parcels within this area is presently underway.

On motion of Councilman Ehrhardt, Schaffer second, the matter was set for public hearing on March 20, 1974.

ACTIONS OF
INTEREST

The Planning Commission also took the following actions of interest to the City Council:

Denied the appeal of Mrs. Stella Michaeloff of the action of the Planning Director denying her request for a Home Occupation Permit for therapeutic massage in her home at 216 So. California St. in an area zoned R-MD, Medium Density Multiple Family Residential.

REPORTS OF THE CITY MANAGER

CLAIMS

Claims in the amount of \$699,745.70 were approved on motion of Councilman Ehrhardt, Katnich second.

MANDATORY
CURTAILMENT OF
ELECTRIC USAGE -
REQUIRING AN
EMERGENCY
ORDINANCE

The City Manager reported that on January 3, 1974, the Public Utilities Commission requested all electric utilities under its jurisdiction to file appropriate tariffs incorporating prohibitions and curtailment orders set forth in the P.U.C. ruling within twenty days. On January 15 the Commission staff sent each utility a prepared text of the required rule in order to provide uniformity and to expedite the filing.

The City Manager presented to the Council an Emergency Ordinance for mandatory curtailment of electric usage, explaining that the regulatory portion of the Ordinance was taken directly from the P.U.C. Order. The City Manager further explained that as a municipal utility city, the City of Lodi is not under the jurisdiction of the Public Utilities Commission.

After considerable discussion regarding the proposed ordinance, Mayor Hughes deferred this matter to the February 20, 1974, Council meeting.

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EXPANSION -
LAWRENCE
BASEBALL PARK
CONCESSION STAND

The City Manager reported that the Recreation Director and the Lodi Lions Baseball Club have requested the expansion of the present concession stand. When the stand was designed, no provisions were made for storage of products sold in the stand. The estimated cost is \$1,400 for this expansion project.

Mr. Ron Thomas, President of the Lodi Lions Baseball Club, Inc. spoke on behalf of the Club offering to provide labor for this project and labor and material for improvements to the office area.

On motion of Councilman Katnich, Schaffer second, the Council authorized the expansion of the concession stand, with the baseball club providing labor for the expansion to the concession stand, and also providing material and labor for improvements to the office area.

LODI LIONS
BASEBALL CLUB,
INC. LEASE &
CONCESSION
AGREEMENT
APPROVED

The City Manager submitted a Lease & Concession Agreement between the City of Lodi and the Lodi Lions Baseball Club, Inc. for 1974. On motion of Councilman Schaffer, Katnich second, the Council approved the Lease & Concession Agreement and authorized the City Manager to execute the agreement on behalf of the City.

STUDY -
LODI BIKEWAY
PLAN

The City Manager reported that the committee studying bicycle paths in the City of Lodi has made arrangements with students from Cal Poly in San Luis Obispo for their service in developing a plan. The City would not pay the students for their services, but there would be expenses estimated at \$1,500 involved.

After considerable discussion, on motion of Councilman Schaffer, Ehrhardt second, the Council deferred this matter until next Council meeting for further study and information regarding the proposed study.

City Manager Graves presented bids received on a 1/2 ton pickup for the Recreation Dept. as follows:

Geweke Ford	\$3,512.06
Sanborn Chevrolet	\$3,536.07

AWARD 1/2 TON
PICKUP

The City Manager recommended that the award be made to the low bidder. On motion of Councilman Schaffer, Ehrhardt second, the Council adopted Resolution No. 3869 awarding the contract for the 1/2 ton pickup to Geweke Ford for the amount of the bid.

RES. NO. 3869

AWARD -
STANDARD SEDAN

City Manager Graves presented bids received on a standard sedan for the Police Dept. as follows:

Geweke Ford	\$3,483.59
Weil Motors	\$3,524.90

RES. NO. 3870

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The City Manager recommended that the award be made to the low bidder. On motion of Councilman Ehrhardt, Schaffer second, the Council adopted Resolution No. 3870 awarding the contract for the standard sedan to Geweke Ford for the amount of the bid.

SPECS -
PAD-MOUNTED
TRANSFORMERS

The City Manager presented specifications for four 12-kv pad-mounted transformers for the Utility Dept.

On motion of Councilman Schaffer, Ehrhardt second, the Council approved specifications on the four 12-kv pad-mounted transformers and authorized for the advertising of bids thereon.

PEDESTRIAN
SIGNAL REVISION
AT KETTLEMAN &
HUTCHINS ST.

RES. NO. 3871

The City Manager reported that as part of the Hutchins Street widening project from Harney Lane to Kettleman Lane, the City will be constructing a temporary walkway from English Oaks Manor subdivision to the southwest corner of Hutchins Street and Kettleman Lane. At that point school children from Leroy Nichols School will cross Kettleman Lane. It is necessary to provide pedestrian signals, push buttons, and crosswalks for these school children crossing Kettleman Lane on the west side of Hutchins Street.

An agreement has been received from the State of California, Department of Transportation. The agreement asks that the City share half of the cost of the modification, maintenance, and operation of the pedestrian signals. The work will be done by minor contract, administered by the State. The State estimates the City's share of construction and engineering costs at \$1900.

On motion of Councilman Katnich, Schaffer second, the Council adopted Resolution No. 3871 authorizing the Mayor and the City Clerk to execute the agreement with the State of California, Dept. of Transportation, for the addition and updating of pedestrian signals at Kettleman Lane and Hutchins Street.

DESTRUCTION
OF RECORDS

RES. NO. 3872

On motion of Councilman Schaffer, Pinkerton second, the Council adopted Resolution No. 3872 authorizing destruction of certain records in the Administration Dept. as approved by the City Attorney.

AMENDING RULES
FOR PERSONNEL
ADMINISTRATION

RES. NO. 3873

On motion of Councilman Pinkerton, Katnich second, the Council adopted Resolution No. 3873 amending "Rules for Personnel Administration" Rule 9, Section 6 re Holidays Observed by City of Lodi Employees (changing Veteran's Day to November eleventh).

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METER
HOLIDAYSORD. NO. 1021
INTRODUCED

The City Manager presented an ordinance for Council adoption which would amend Section 14-1 of Chapter 14 of the City Code entitled, "Motor Vehicles and Traffic," and thereby amending the definition of holidays (meter holidays).

Councilman Katnich then moved introduction of Ordinance No. 1021 amending Chapter 14 of the City Code and thereby amending the definition of meter holidays. The motion was seconded by Councilman Schaffer and carried.

AUTHORIZE CITY
CLERK TO
CANVASS ELECTION
RESULTS

RES. NO. 3874

On motion of Councilman Katnich, Ehrhardt second, the Council adopted Resolution No. 3874 authorizing the City Clerk to canvass the results of the General Municipal Election to be held March 5, 1974, and to certify the results on March 12, 1974.

ACCEPT CASA DE
LODI
IMPROVEMENTS

RES. NO. 3875

The City Manager reported that the development improvements in Casa de Lodi have been completed in substantial conformance with the requirements of the Development Agreement between the City of Lodi and John A. DeFalco and Ronald C. Waranch dated February 19, 1972, and as specifically set forth in the plans and specifications approved by the City Council, and it is now in order to accept the streets therein for inclusion in the City street system.

On motion of Councilman Ehrhardt, Schaffer second, the Council adopted Resolution No. 3875, accepting development improvements and streets included in the Development of Casa de Lodi.

CITY HALL
REMODEL CHANGE
ORDER #2

On motion of Councilman Ehrhardt, Schaffer second, the Council approved Change Order No. 2 for City Hall Remodel - Phase II in the amount of \$687.

UNDERGROUND
POWER LINES -
LODI MEMORIAL
HOSPITAL
HELIPORT PROJECT

The City Manager reported that the Utility Department had recently received a request from the Memorial Hospital and the Lodi Lions Club to remove the overhead 12-kv facilities located just north of the hospital and install them underground. This request is made to provide adequate clearance for a proposed heliport. The net cost to the City would be approximately \$3200.

On motion of Councilman Ehrhardt, Pinkerton second, the Council authorized the removal of the overhead 12-kv facilities located just north of the hospital and the installation of these facilities underground.

LABOR RELATIONS
CONSULTANT

On motion of Councilman Ehrhardt, Katnich second, the Council authorized the City Manager to negotiate with the firm of St. Sure, Moore, Hoyt and Sizoo for retention of their services as labor negotiators for the City of Lodi for 1974.

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DATES OF
INTEREST

Assistant City Manager Jerry Glenn announced that a Sister City Committee get-acquainted and kickoff luncheon was going to be held at the Camelot Restaurant, February 11, 1974, at 12:30 p.m.

Also, the Council was advised that the Cities and County of San Joaquin February meeting would be held at the Cosmopolitan Tiki Room in Lodi February 14, 1974, at 6:30 p.m.

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 12:45 a.m. on the motion of Councilman Pinkerton, Ehrhardt second.

Alice M. Reimche
Attest: ALICE M. REIMCHE
City Clerk